

Docket No.: 50179-096



#1788  
RECEIVED  
APR 14 2003  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

David J. DALL, et al.

Serial No.: 09/936,216

Group Art Unit: 1615

Filed: September 10, 2001

Examiner: not yet assigned

For: PLANTS AND FEED BAITS FOR CONTROLLING DAMAGE FROM FEEDING  
INSECTS

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, DC 20231

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

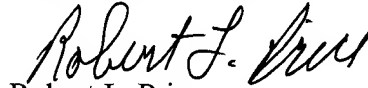
Each non-English language reference was first cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the foreign search report or office action, together with an English language version thereof, is attached for the Examiner's information.

09/936,216

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

A handwritten signature in cursive script, appearing to read "Robert L. Price".

Robert L. Price

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**Date: April 11, 2003**

# INFORMATION DISCLOSURE CITATION IN AN APPLICATION

 ATTY. DOCKET NO.  
**50179-096**

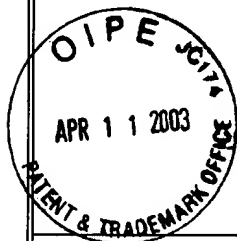
 SERIAL NO.  
**09/936,216**

 APPLICANT  
**David J. DALL, et al.**

 FILING DATE  
**September 10,  
2001**

 GROUP  
**1615**

(PTO-1449)



## U.S. PATENT DOCUMENTS

| EXAMINER'S<br>INITIALS | PATENT NO. | DATE | NAME | CLASS | SUBCLASS | FILING<br>DATE |
|------------------------|------------|------|------|-------|----------|----------------|
|                        |            |      |      |       |          |                |
|                        |            |      |      |       |          |                |
|                        |            |      |      |       |          |                |
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|                        |            |      |      |       |          |                |

## FOREIGN PATENT DOCUMENTS

| EXAMINER'S<br>INITIALS | PATENT NO.  | DATE       | COUNTRY       | CLASS | SUBCLASS | Translation |    |
|------------------------|-------------|------------|---------------|-------|----------|-------------|----|
|                        |             |            |               |       |          | Yes         | No |
|                        | WO 97/12906 | 04/10/1997 | International |       |          |             |    |
|                        | 0 596 508   | 05/11/1994 | European      |       |          |             |    |
|                        |             |            |               |       |          |             |    |
|                        |             |            |               |       |          |             |    |
|                        |             |            |               |       |          |             |    |

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

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|--|--|
|  | HUKUHARA TOSHIKO ET AL: "Increased baculovirus susceptibility of armyworm larvae feeding on transgenic rice plants expressing an entomopoxvirus gene." NATURE BIOTECHNOLOGY, vol. 17, no. 11, November 1999 pages 1122-1124, XP002231409 |
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.